

The Hon. Susan Illston

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IMPLICIT NETWORKS INC.,

Plaintiff,

v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION, et al.,

Defendants.

CASE NO. 3:09-cv-1342 SI

STIPULATED ORDER OF PARTIAL
DISMISSAL

STIPULATED ORDER OF PARTIAL DISMISSAL

Pursuant to the provisions of Fed. R. Civ. P. 41, Plaintiff Implicit Networks Inc., by and through its counsel of record, hereby dismisses with prejudice all claims and counterclaims asserted by it against International Business Machines Corporation in *Implicit Networks Inc. v. International Business Machines Corp., et. al.*, Case No. 3:09-cv-1342 SI. Also pursuant to the provisions of Fed. R. Civ. P. 41, Defendant International Business Machines Corporation hereby dismisses with prejudice all claims and counterclaims asserted by it against Implicit Networks Inc. in the above referenced cause. Each side will bear its own fees and costs.

1 Dated: June 15, 2009

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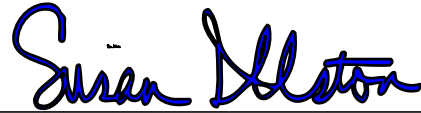
[PROPOSED] ORDER OF PARTIAL
DISMISSAL

[PROPOSED] ORDER OF PARTIAL DISMISSAL

Plaintiff Implicit Networks, Inc. and Defendant International Business Machines Corporation have filed a Stipulated Dismissal With Prejudice, dismissing with prejudice the claims each party respectively has against the other and dismissing International Business Machines Corporation from the above-referenced action.

IT IS SO ORDERED, International Business Machines Corporation is dismissed with prejudice from the above styled matter. Each side will bear its own fees and costs.

SIGNED this ___ day of _____, 2009.

A handwritten signature in blue ink, reading "Susan Illston". The signature is fluid and cursive, with the first name "Susan" and last name "Illston" clearly distinguishable.

THE HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT COURT JUDGE